

A 124 (SPACE BELOW FOR FILING STAMP ONLY)

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ORIGINAL FILED
NOV 10 1982
COUNTY CLERK

Attorney for Plaintiff

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES

CHURCH OF SCIENTOLOGY OF CALIFORNIA, INC., a California Corporation,

Plaintiff,

vs.

GERALD ARMSTRONG et al.,

Defendants.

CASE NO. C 420 153
NOTICE OF RULING

TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD HEREIN:

PLEASE TAKE NOTICE THAT on November 9, 1982 at 9:00 A.M. in Department 82 of the above-entitled Honorable Court, The Honorable Frances Rothschild, Judge Presiding, there came on regularly for hearing the Motion of Plaintiff to Strike Portions of the Answer and Affirmative Defenses of Defendant Gerald Armstrong. Plaintiff CHURCH OF SCIENTOLOGY OF CALIFORNIA was represented by Howard J. Stechel. Defendant GERALD ARMSTRONG was represented by Contos & Bunch by Julia Dragojevic. The matter was argued. The Court took the matter under submission. The Court, having consid-

1 ered the papers submitted in support of and in opposition to the
2 motion, having heard the oral arguments of counsel for each of the
3 parties, and being fully apprised, ruled as follows:

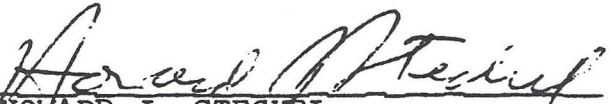
4 1. The motion of plaintiff CHURCH OF SCIENTOLOGY OF CALIF-
5 ORNIA to Strike the First Affirmative Defense of Defendant GERALD
6 ARMSTRONG, contained in Paragraph (1) of the Affirmative Defenses in
7 said Answer of Defendant GERALD ARMSTRONG, alleging the defense of
8 unclean hands, is GRANTED, and said Affirmative Defense is hereby
9 STRICKEN based upon each of the grounds asserted by moving party
10 CHURCH OF SCIENTOLOGY OF CALIFORNIA on said motion.

11 2. Leave to amend any part of said Answer was not granted
12 to Defendant GERALD ARMSTRONG.

13 3. The motion of plaintiff to strike was in all other
14 respects DENIED.

15 4. Counsel for plaintiff CHURCH OF SCIENTOLOGY OF CALIFORNIA
16 to give notice of ruling.

17 DATED: November 9, 1982

18 
19 HOWARD J. STECHEL
20 Attorney for Plaintiff
21 CHURCH OF SCIENTOLOGY OF
22 CALIFORNIA
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VERIFICATION (CCP 446 / 2015.5)

I, the undersigned, say (applicable paragraph checked):

I am a party to this action. I have read the attached document and know its contents. The matters stated in it are true of my own knowledge except as to those matters which are stated on information and belief, and as to those matters I believe them to be true.

I am an officer a partner of _____ a party to this action, and am authorized to make this verification for and on its behalf, and I make this verification for that reason. I have read the foregoing document and know its contents. I am informed and believe and on that ground allege that the matters stated in it are true.

I am (one of) the attorney(s) for _____ a party to this action. Such party is absent from the county aforesaid where such attorney(s) have their office, and I make this verification for and on behalf of that party for that reason. I have read the above document and know its contents. I am informed and believe and on that ground allege that the matters stated in it are true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on _____, 19 _____, at _____, California.

Signature: _____

Re: Notice of Ruling

PROOF OF SERVICE BY MAIL (CCP 1013a / 2015.5)

I, the undersigned, am a resident of and/or employed in the county aforesaid; I am over the age of 18 and not a party to the within action; my business address is:

6255 Sunset Boulevard, Suite 2000, Los Angeles, CA. 90028

On the date indicated below (date of execution) I served the attached document on the parties to the within action, as identified below by their address or the address of their attorney of record, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid, in the United States Mail at the city indicated below in which this Proof of Service by Mail has been executed, said envelope(s) addressed as follows:

Contos & Bunch
5855 Topanga Canyon Boulevard
Suite 400
Woodland Hills, California 91367

I declare under penalty of perjury that the foregoing is true and correct.

(Federal) I declare that I am employed by the office of a member of the bar of this Court at whose direction the service was made.

Served and Executed on November 9, 19 82, at Los Angeles, California.

Signature: Howard J. Stechel
HOWARD J. STECHEL

ACKNOWLEDGEMENT OF RECEIPT

Received a copy of the above-described document on _____ (date)

Signature: _____ FOR: _____
Name or person, firm or entity for whom receipt is acknowledged.

Nov. 9 1982

Frances Rothschild

JUDGE

A 127

T. Acuna

DEPUTY CLERK

JUDGE PRO TEM

Deputy Sheriff

E SKIAR
~~HOSE~~

Reporter

(Parties and counsel checked if present)

C 420 153

Church of Scientology of California, etc.,

vs Gerald Armatrong, et al.,

Counsel for Plaintiff

/cross-defendant
Lenske, Lenske, Heller & Magasin

Counsel for Defendant

H. STECHEL ✓
J. Dra gojevic ✓

NATURE OF PROCEEDINGS.

Motion of plaintiff and cross-defendant, Church of Scientology of California, to strike, defendant, ARmstrong's answer and affirmative, defenses to plaintiff's complaint

(C.C.P. SEC., 453)

(TRANS FROM D-83)

Motion is argued and submitted later:

Paragraph # 1 of defendant's affirmative defense is stricken from the answer.

In all other respects motion is denied.

IT IS STIPULATED that Commissioner may hear this matter as Judge Pro Tem.

TRANSFERRED TO/FROM DEPARTMENT

BY CALENDAR

On court's own motion

No Appearance

Court disqualifies itself

170.6 CCP affidavit filed

At request of moving party

By stipulation

CONTINUED TO

On court's own motion

Stip. to be filed

IN DEPT. AT

On oral/written stipulation.

Respondent(s)

REQUEST OF

Moving party

TRO dissolved

TRO to remain in full force and effect

BY:

Waived

By moving party

By respondent(s)

WHOMER(S) IS/ARE SWORN AND TESTIFIES/TESTIFY

WHEN IS GRANTED (AS AMENDED)

DECREE IS SIGNED AND FILED.

30

82

DEPT.

MINUTES ENTERED
Nov. 9 1982

COUNTY CLERK

EXHIBIT

A

PAGE

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572